

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number _____

Meeting Type: Regular

Meeting Date: 1/24/2013

Action Requested By:
Community
Development

Agenda Item Type
Ordinance

Subject Matter:

Property Assessment

Exact Wording for the Agenda:

Public Hearing on a Resolution authorizing the City Clerk-Treasurer to assess the cost of the cutting and removing of grass and weeds against certain properties.

Note: If amendment, please state title and number of the original

Item to be considered for: Action

Unanimous Consent Required: No


Briefly state why the action is required; why it is recommended; what Council action will provide, allow and accomplish and; any other information that might be helpful.

The attached Resolution authorizes the assessments for the 31 properties listed. All procedural requirements for declaring, removing and billing the grass cutting and clean-up has been completed in accordance with The City of Huntsville Code of Ordinances, Chapter 27, Article III. As a result of nonpayment by a stipulated date, the property owner has also been notified that an assessment will be placed on the property at the January 24, 2013 City Council meeting,

Associated Cost:

Budgeted Item: Select...

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: 

Date: 1/16/2013

RESOLUTION NO: 13- _____

WHEREAS, the Director of Community Development for the City of Huntsville, Alabama, has executed all procedural requirements contained in the City of Huntsville Code of Ordinances, Chapter 27, Article III entitled "'Weeds and Overgrown Grass'"; and

WHEREAS, the Director of Community Development for the City of Huntsville, Alabama, has determined a nuisance to exist upon, in front of, or on property hereinafter more particularly identified; and

WHEREAS, the nuisance was subsequently removed by the City and the owner was mailed a copy of the report of cost of removal and notified by letter that an assessment would be placed against subject property for nonpayment of removal cost by a stipulated date; and

WHEREAS, it appears that all things necessary and proper have been done to make final the assessment against the property for the cost of abating the nuisance and that the stipulated date for payment of removal has expired on the property hereinafter described.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Huntsville, Alabama, that the City Clerk-Treasurer hereby assesses the cost of abating the nuisance against the described property listed in Attachment A of this Resolution in the amounts indicated; AND, that the City Clerk-Treasurer is hereby authorized, requested and directed to levy the amount of such assessments against the property indicated and to collect the same in the same manner as other assessments are collected.

BE IT FURTHER RESOLVED, by the City Council of the City of Huntsville, Alabama, that the Director of Community Development, or his/her appointed designee, is hereby authorized to file in the Office of the Judge of Probate of Madison County, Alabama, a lien instrument known as "Notice of Property Assessment, City of Huntsville - **Ordinance No. 86-294**" on all properties listed in Attachment A of this Resolution, in the amounts indicated plus any recording or filing fees and plus any legal late penalty fees as determined by the Division of Community Development of the City of Huntsville, Alabama.

ADOPTED this the 24th day of January, 2013.

President of the City Council
of the City of Huntsville, Alabama

APPROVED this the 24th day of January, 2013.

Mayor of the City of Huntsville, Alabama

RESOLUTION NO: 13-_____

Attachment A, Page 1

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
(Heirs of) Beatrice Grizzard aka Beatrice Hampton (Deceased) c/o Alma Jones Acklin c/o Sonja Lynn Acklin 2106 Seminole Dr. Huntsville, AL 35805	2851 Greenside Dr NW LOT 26 BLK 4 COUNTRY CLUB PARK S/D	11-8-2012	\$210.72
Alma Louis 3913 Neptune Dr., NW Huntsville, AL 35810	3913 Neptune Dr NW LOT 23 BL 3 LINCOYA S/D PB 3 PG 183	10-23-2012	\$197.97
Bank of America Home Loans Servicing LP Attn: Customer Service CA6-919-01-41 P.O. Box 5170 Simi Valley, CA 93062-5170	6514 WHITESBURG DR SE LOT 22 BL 3 FLEMING MEADOWS 2ND ADD PB 1 PG 339	10-25-2012	\$259.91
Barbara J. Bolden 2627 Slate Dr., SW Huntsville, AL 35803	2627 SLATE DR SW LOT 26 ASHTYNN MANOR A RESUB OF PART LOT 5 COMM 2000 SUB	10-22-2012	\$197.97
Bryan O. Walker 113 Cedar Valley Ct. Harvest, AL 35748	First vacant lot east of 210 Beirne Ave NE LOT 61 MCCULLOUGH ADD	10-22-2012	\$197.97

RESOLUTION NO: 13- _____

Attachment A, Page 2

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Burnett Investment Group, Inc. c/o Shirley A. Burnett 6726 Hollow Rd., NW Huntsville, AL 35810	First vacant lot east of 109 Winchester Rd NE LOT 4 FRANK CLARK ACRES PG 46 PG 61	11-15-2012	\$210.72
Carrie M. Williams 4326 Irondale Dr., NW Huntsville, AL 35810	4326 Irondale Dr NW LOT 24 BL 3 OAK VALLEY 2ND ADD	10-24-2012	\$197.97
Chesney N. Jones 3817 Sparkman Dr., NW Huntsville, AL 35810	3817 Sparkman Dr NW LOT 15, BLK 3 SUB: SCENIC VIEW HILLS 2ND ADD	10-23-2012	\$259.91
Clara Roberson 3806 Meridian St., NE Huntsville, AL 35811	3806 Meridian St NE LOT 13 BLK B EDMONTON HEIGHTS PART A	11-7-2012	\$259.91
David Ellington 1103 Oster Dr., NW Huntsville, AL 35816	3103 Angora Dr NW LOT 10 BLK 5 BROOKHILL MEADOW 2ND	11-14-2012	\$197.97
Dean L. Halbert 3609 McVay St., SW Huntsville, AL 35805	3609 McVay St SW BEG AT SW COR SEC 10 TH E 320 FT TH N 970 FT TO TRUE BEG TH N 50 FT TH E 165 FT TH S 50 TH W 165 FT TO BEG SEC 10 T4 R1W	10-31-2012	\$197.97

RESOLUTION NO: 13- _____

Attachment A, Page 3

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Dean Walls 3111 Hillandale Rd., NW Huntsville, AL 35816	3111 HILLANDALE RD NW LOT 33 BL 8 F K NOOJINS HILLANDALE ADD RESUB OF LOT 30 BLK 5 & LOTS 1- 8 & 14-35 BLK 8, 9 & 10 F K NOOJINS HILLANDALE PB 1 PG 158	10-25-2012	\$259.91
Eddie L. & Tracy D. McCrary 2614 Brookline Dr., NW Huntsville, AL 35810	2614 Brookline Dr NW LOT 8 BL 11 PARKWOOD ESTS S/D 2ND ADD	11-30-2012	\$197.97
Estate of Johnny Merrimon c/o Share V. Merrimon, P/R P. O. Box 7252 Huntsville, AL 35805	451 Carters Gin Rd NW E1/2 OF FOLDERS PROP PT OF SW1/4 OF SEC 29 BEG N 1010 FT & W 1065 FT & N 10 DEG E 718 FT & N 31 DEG E 40 FT & S 35 DEG E 274 FT FR CEN OF S BDY SEC 29 ON N MAR R/W OF OLD PUL PK TH N 289.2 FT THE E 132 T TH S 385.4 FT TH N 55 DEG W 165 FT TO BEG SEC 29 T2 R1W	12-4-2012	\$197.97
First Priority Management Corporation c/o Sarah Eloise Reynolds 2601 Roanoke Dr., SW Huntsville, AL 35805	2812 Ninth Ave SW LOT 8 BL 150 S/D LOWE CORP ADD	10-24-2012	\$259.91

RESOLUTION NO: 13- _____

Attachment A, Page 4

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Heirs of Lille Merrimon c/o Share V. Merrimon P. O. Box 7252 Huntsville, AL 35805	Property west of 451 Carters Gin Rd & east of 465 Carters Gin Rd NW W 1/2 OF FOLDERS PROP PT OF SW1/4 OF SEC 29 BEG N 1010 FT & W 1065 FT & N 10 DEG E 718 FT & N 31 DEG E 40 FT & S 35 DEG E 274 FT FR CEN OF S BDRY SEC 29 ON N MAR R/O/W OF OLD PUL PK TH N 289.2 FT TH E 132 FT TH S 385.4 FT TH N 55 DEG W 165 FT TO BEG SEC 29 T2 R1W	12-4-2012	\$202.72
Howard Ross and Jennifer Borden 6620 Willow Point Dr. (Unit D) Huntsville, AL 35806	509 Eastbrook Dr NW LOT 19 BLK F EASTBROOK MEADOWS 4TH ADD	10-29-2012	\$197.97
Kim A. Lyle 10024 Strong Dr., SE Huntsville, AL 35803	10024 Strong Dr SE LOT 13 BLK D LILY FLAGG ACRES S/D 8TH ADD PB 2 PG 175	11-26-2012	\$197.97
Lien Over Partnership c/o Janet Lee Krasner, Jae No, and Anna Kim 114 Amsterdam Place Madison, AL 35758	3106 Buttrey Dr NW LOT 4 BLK 3 ROLLING MEADOWS	10-17-2012	\$269.41

RESOLUTION NO: 13- _____

Attachment A, Page 5

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Lucius T. & Joy A. Moss 4302 Chalet Cir., NW Huntsville, AL 35810	Vacant lot at southeast corner of Lodge Rd and Delicado Dr NW (3221 Delicado Dr NW) LOT 1 BLK 5 GROVE PARK 2ND ADD SUV DB 705/1135 11/12/87	11-8-2012	\$210.72
Lynn Edward Amiss 612 Marguerite Dr., NW Huntsville, AL 35805	612 Marguerite Dr NW LOT 8 BL 1 ALYNEDALE S/D	10-31-2012	\$197.97
Minnie B. Otey Blackwell 2034 Winchester Rd., NW Huntsville, AL 35810	2034 Winchester Rd NW LOT 1 BLK 1 NORMAL HGTS S/D EX S 18 FT TO CITY	10-23-2012	\$197.97
Pamela Hammonds 2901 Cochise Cir., NW Huntsville, AL 35810	2901 Cochise Cir NW LOT 18 BLK 1 CHEROKEE HILLS PB 5 PG 89	11-30-2012	\$197.97
Paula Y. Lewis 3519 Flamingo Rd., SW Huntsville, AL 35805	3519 Flamingo Rd SW LOT 10 BL 15 HOLIDAY HOMES 3RD ADD	10-22-2012	\$197.97

RESOLUTION NO: 13- _____

Attachment A, Page 6

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Qi Yi Zheng 1720 Larkmoor Lane Louisville, KY 40218-3012	10019 Memorial Pky S TR 1 ALL THAT PART OF SE 1/4 OF SEC 31 PARTIC DESC AS BEG AT A PT ON THE E R/O/W OF US HWY 231 S MEM PK/WAY WH IS LOC E 50 FT & N 1370.50 FT FR THE CEN OF S BDY OF SD SEC TH FR THE P/O/B N ALG THE E R/O/W OF SD U S HWY 231 165 FT TH E 200.78 FT TH S 165 FT TH W 165 FT TO THE P/O/B ALSO R/O/W FOR INGRESS & EGRESS	11-26-2012	\$180.97
Robert L. Hereford 2505 Bonita Cir., SE Huntsville, AL 35801	2505 Bonita Cir SE LOT 3, BLK 9 SUB: MAYFAIR 2ND	10-24-2012	\$259.91
SECRETARY OF VETERANS AFFAIRS 345 Perry Hill Rd. Montgomery, AL 36109	2919 Pulaski Pke NW LOT 4 BLK 13 SCENIC VIEW HILLS 3RD ADD	10-23-2012	\$259.91
Shawn Ethredge 3905 Gunnison Ln., NW Huntsville, AL 35810-	3905 Gunnison Ln NW LOT 12, BLK 21, HIGHLANDS S/D 6TH ADD	11-14-2012	\$197.97
U.S. Bank National Association 150 Alleghney Center Pittsburg, PA 15212	4204 Holmes Ave NW LOT 28 BLK 5 MCTHORNOR ACRES 2ND ADD PB 1 PG 371	10-31-2012	\$197.97

RESOLUTION NO: 13-_____

Attachment A, Page 7

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
Wellman & Associates, Inc. c/o Scott Anderson 4800 Whitesburg Dr. (Ste. 30-152) Huntsville, AL 35802	2821 Union Dr NW LOT 3 & W 20 FT OF LT 2 & BLK 9 TERRY HEIGHTS ANNEX 3RD ADD PB 1 PG 173	10-25-2012	\$197.97
William M. McBride (Estate of) c/o Patrick Chestnut 102 South Jefferson St. Athens, AL 35611	11823 West Gateway Dr SE LOT 3 BLK 2 SUB: REDSTONE HEIGHTS	11-26-2012	\$197.97